BILL NO. S-86-08-33

SPECIAL ORDINANCE NO. S-15286

AN ORDINANCE approving Change Order No. 3 and FINAL for Southwest Interceptor S-1, Res. 407-85, with John Dehner, Inc., in connection with the Board of Public Works and Safety of the City of Fort Wayne, Indiana.

NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Change Order No. 3 and FINAL for Southwest Interceptor S-1, Res. 407-85, with John Dehner, Inc., in connection with the Board of Public Works and Safety, for:

> This Change Order needs to be rescinded and withdrawn because of the following: During final negotiations with the property owners for subject resolution with Fred McCulloch, Land Acquisition Agent, it was WPC Dept.'s understanding that the City had a firm commitment from one of the property owners for a 16" casing and bore as final settlement for all easement claims. As it turns out, the property owner has reconsidered his position and with his attorney, the property owner has requested a cash settlement. The case settlement is approx. 1/3 the cost of the proposed bore. Therefore, it is a savings (approx.) of $9,000.00 to the City of Fort Wayne. Further, the attached revised final change order reflects additional work that was required by our land acquisition agent to correct drainage problems, which work was justifiable. Without this correction, the property owners wouldn't execute the release document;

involving a net increase of Nineteen Thousand Three and 95/100 Dollars ($19,003.95.), all as more particularly set forth in the specifications, and which is on file with the Office of the Board of Public Works and Safety and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

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SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Burns, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on ____________, the ____________ day of ____________, 19____, at ____________ o'clock ____ .M., E.S.T.

DATE: 8-26-86

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Eisbart, and duly adopted, placed on its passage. PASSED ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	8			1	
BRADBURY	✓				
BURNS	✓				
EISBART	✓				
GiaQUINTA	✓				
HENRY	✓				
REDD	✓				
SCHMIDT	✓				
STIER	✓				
TALARICO				✓	

DATE: 9-9-86

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ (SPECIAL) ~~(ZONING MAP)~~ ORDINANCE ~~(RESOLUTION)~~ NO. S-152-86 on the 9th day of September, 1986.

ATTEST: (SEAL)

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of September, 1986, at the hour of 11:00 o'clock A.M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 11th day of September, 1986, at the hour of 3:00 o'clock P.M., E.S.T.

WIN MOSES, JR., MAYOR

CHANGE ORDER

Change Order No. 3 | Resolution No. 407-85
Project No. | Board Order #
Name of Project: Southwest Interceptor S-1 | Date August 20, 1986

TO: John Dehner, Inc.
(Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change Description	Unit Price	Change in Contract Price Decrease	Change in Contract Price Increase
		SEE ATTACHED SHEETS			
			Total Decrease	64,274.47	
			Total Increase		83,278.42
		Net ~~(Decrease)~~ (Increase)	Contract Price		19,003.95

The sum of $ 19,003.95 is hereby (added to) ~~(deducted from)~~ the total contract price and the final contract price shall be adjusted as follows:

Original Contract Price	$1,169,482.21
Current Contract Price Adjusted by Previous Change Order	$1,365,677.22
New Contract Price including this Change Order	$1,384,681.17

The time provided for completion in the contract for this project is ~~(unchanged)~~ (increased) ~~(decreased)~~ by -0- calendar days due to this Change Order. The date for completion of all work shall be N/A .FURTHERMORE, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: C. Wheeler Embry — Chief Engineer — Date August 20, 1986

Accepted by: JOHN DEHNER, INC. Gregory Dehner — Contractor — Date August 20, 1986

Approved by: C. Wheeler Embry — City Engineer — Date August 20, 1986

Approved by: David J Kiel — Owner — Date 8-20-86

[signature]

[signature]

Attested by: Helen D. Hochenauer — Clerk — Date 8-20-86

ATTACHMENT TO CHANGE ORDER

Item No.	Quantity	Description of Change Description	Change in Contract Price Unit Price	Decrease	Increase
1	344	30" RCSP, CL IV, W/Epoxy Liner	60.48		20,805.12
2	60	24" RCSP, CL 111, w/Epoxy Liner	39.34	2,360.40	
3	1	6" Building Sewer - Jack & Bored	87.32		87.32
4	301	6" Building Sewer Open Cut	8.90		2,678.90
5	32	12" CMP - Gage 14	10.56		337.92
6	30	Steel Casing Pipe - 48" Direct Burial	297.91		8,937.30
7	4	Steel Casing Pipe - 48" Jacked and Bored	389.22		1,556.88
9	2	Type V-J M.H.	2,205.00		4,410.00
10	1	84" Dia. Type J M.H.	3,765.00	3,765.00	
13	1	8" Service Taps	140.00		140.00
14	400	Unstable Soil Excavation	17.50	7,000.00	
15	4,559	Special Backfill-Gravel	7.50	34,192.50	
16	811	12" Deep Strength Asphalt Surface	18.40	14,922.40	
17	748	10" Deep Strength Asphalt Surface	22.15		16,568.20
18	713	1" Aspahlt A-2 Surface	2.09	1,490.17	
19	34	6" Conc. Drive Replacement	16.00	544.00	
23	150	12" Field Tile Replacement	8.58		1,287.00
24	312	10" Field Tile Replacemet	7.59		2,368.08
25	1,280	6" Field Tile Replacement	4.82		6,169.60
26	193	Special Backfill #53/#73 Stone for Driveway Crossing	9.50		1,833.50
27	10,498	Seeding & 2" Mulch	.70		7,348.60

ATTACHMENT TO CHANGE ORDER

Item No.	Quantity	Description of Change Description	Unit Price	Change in Contract Price Decrease	Increase
33.	1	8" PVC Pipe, stone bedding and restoration	$ 8,750.00		$ 8,750.00

	Total Decrease	64,274.47	
	Total Increase		83,278.42
Net (~~Decrease~~) (Increase)	Contract Price		19,003.95

7268.

Admn. Appr. ____________

DIGEST SHEET

S-86-08-32

TITLE OF ORDINANCE Change Order #3 and FINAL for Southwest Interceptor S-1 Res. 407-85
John Dehner, Inc. is the contractor

DEPARTMENT REQUESTING ORDINANCE Board of Public Works & Safety

SYNOPSIS OF ORDINANCE Change Order #3 and FINAL for Southwest Interceptor S-1, Res. 407-85, needs to be rescinded and withdrawn because of the following: During final negotiation with the property owners for subject resolution with Fred McCulloch, Land Acquisition Agent, it was WPC Dept's understanding that the City had a firm committment from one of the property owners for a 16" casing and bore as final settlement for all easement claims. As it turns out, the property owner has reconsidered his position and with his attorney, the property owner has requested a cash settlement. The case settlement is approx. 1/3 the cost of the proposed bore. Therefore, it is a savings (approx.) of $9,000.00 to the City of Fort Wayne. Further, the attached revised final change order reflects additional work that was require by our land acquisition agent to correct drainage problems, which work was justifiable. Without this correction, the property owners wouldn't execute the release document.

EFFECT OF PASSAGE ____________

EFFECT OF NON-PASSAGE ____________

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) Increase $19,003.95

ASSIGNED TO COMMITTEE (PRESIDENT) ____________

BILL NO. S-86-08-33

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving Change Order No. 3 and FINAL for Southwest Interceptor S-1, Res. 407-85, with John Dehner, Inc., in connection with the Board of Public Works and Safety of the City of Fort Wayne, Indiana

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

YES		NO
	PAUL M. BURNS CHAIRMAN	
	THOMAS C. HENRY VICE CHAIRMAN	
	BEN A. EISBART	
	JAMES S. STIER	
	MARK E. GiaQUINTA	

CONCURRED IN

SANDRA E. KENNEDY
CITY CLERK